

PATENT  
454310-2430

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Paoletti et al.  
Serial No. : 08/228,926  
Filed : April 18, 1994  
For : MODIFIED VACCINIA VIRUS AND METHODS FOR  
MAKING AND USING THE SAME  
Group Art Unit : 1813  
Examiner : M. Mosher

530 Fifth Avenue  
New York, New York 10036

EXPEDITED PROCEDURE  
RESPONSE UNDER  
37 C.F.R. §1.116

[DRAFT]  
AMENDMENT AFTER FINAL ACTION AND  
REQUEST FOR WITHDRAWAL OF FINALITY

Assistant Commissioner for Patents  
Washington, D.C. 20231  
Box AF

Sir:

In response to the July 12, 1995 Final Action, with the term for reply having been extended two months, please amend the application as follows:

IN THE CLAIMS:

Please amend the claims as follows:

Claim 40, line 1, please change "pDP202" to --pDP202  
TK/E--.

Claim 50, lines 1 to 2, please change "wherein the polypeptide" to --which--.

CURTIS, MORRIS &amp; SAFFORD, P.C.

**DRAFT**

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## TELECOPY COVER LETTER

→ URGENT - PLS DELIVER TO EXAMINER ASAP

DATE : November 8, 1995  
TO : EXAMINER - MARY E. MOSHER  
FIRM : PTO  
TELECOPIER NO. : 703-305-7939  
FROM : THOMAS J. KOWALSKI, ESQ.  
RE : 454310-2430  
SERIAL NO. 08/228,926  
NUMBER OF PAGES : 62  
(including cover page)

If you do not receive all pages or are having trouble, please call and ask for SUSAN LEE.

DEAR EXAMINER MOSHER:

ENCLOSED IS A COPY OF A DRAFT AMENDMENT FOR OUR INTERVIEW ON NOVEMBER 14. OF COURSE, IF AFTER REVIEW OF THE AMENDMENT YOU ARE OF THE VIEW THAT IT PLACES THE APPLICATION IN CONDITION FOR GRANTING THE RELIEF REQUESTED, PLEASE FEEL FREE TO CONTACT US (BECAUSE IF THE NEED FOR AN INTERVIEW IS OBLIVIATED, THEN ONLY HAND-FILING THE AMENDMENT WITH A PETITION FOR EXTENSION OF TIME NEED BE EFFECTED ON TUESDAY; HAND-FILING BEFORE OR AFTER THE INTERVIEW IS PRESENTLY ANTICIPATED).

RESPECTFULLY SUBMITTED,

  
THOMAS J. KOWALSKI, REG. NO. 32,147

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